

## REMARKS

Applicant respectfully requests allowance of all of the claims of the application. After this amendment, claims 2-41 are presently pending. No claims are amended. Claims 2-41 are new.

The Applicant expressly grants permission to the Office to interpret all pending claims of this application.

### Prior Art Status of References

Applicant does not explicitly or implicitly admit that any reference is prior art. Nothing in this communication should be considered an acknowledgement, acceptance, or admission that any reference is considered prior art.

### Claims

This Supplemental Preliminary Amendment fulfills Applicant's declaration that it would file additional claims at a later date. All new claims are fully supported by the application.

These new claims have different coverage than those found in the issued parent case (P/N 6,128,653). These claims may have broader or narrower coverage than those of the parent. Alternatively, these claims may cover a different aspect of the invention than that claimed in the parent.

Claim Amendments

None of the claim amendments is done to meet any statutory requirement. None narrows the scope of the claims within the meaning of *Festo Corp. V. Shoketsu Kinzoku Kogyo Kabushiki Co.*, 56 USPQ2d 1865 (Fed. Cir. 2000).

For example, formerly dependent claims 2 and 3 have been converted into an independent form.

Conclusion

All pending claims are in condition for allowance. Applicant respectfully requests reconsideration and prompt issuance of the application. If any issues remain that prevent issuance of this application, the Office is urged to contact the undersigned attorney before issuing a subsequent Action.

Respectfully Submitted,

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1 New Claims

2 (in Marked-up Form, in accordance with 37 CFR §1.121):

3  
4  
5 Please add claims 2-41 as indicated below:

6  
7  
8 2. A method for employing a Hypertext Transfer Protocol (HTTP  
9 protocol) for transmitting streamed digital media data from a server, the server  
10 being configured for coupling to a client computer via a computer network,  
11 comprising:

12 receiving at the server from the client an HTTP POST request, the POST  
13 request requesting a first portion of the digital media data and comprising a  
14 request header and a request entity-body, the request entity body comprising a  
15 media command for causing the first portion of the digital media data to be sent  
16 from the server to the client; and

17 sending an HTTP response to the client from the server, the HTTP response  
18 comprising a response header and a response entity body, the response entity body  
19 comprising at least a portion of the first portion of the digital media data, wherein  
20 the digital media data comprises multimedia data.

21  
22 3. A method as recited in claim 2, wherein the digital media data  
23 comprises video data.  
24  
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1           4.    A computer-readable medium having computer-executable  
2 instructions that, when executed by a computer, performs a method for  
3 transmitting streamed media data employing a Hypertext Transfer Protocol (HTTP  
4 protocol) for transmitting streamed digital media data from a server, the server  
5 being configured for coupling to a client computer via a computer network, the  
6 method comprising:

7           receiving at the server from the client an HTTP POST request, the POST  
8 request requesting a first portion of the digital media data and comprising a  
9 request header and a request entity-body, the request entity body comprising a  
10 media command for causing the first portion of the digital media data to be sent  
11 from the server to the client; and

12           sending an HTTP response to the client from the server, the HTTP response  
13 comprising a response header and a response entity body, the response entity body  
14 comprising at least a portion of the first portion of the digital media data, wherein  
15 the digital media data comprises multimedia data.

16  
17           5.    A medium as recited in claim 4, wherein the digital media data  
18 comprises video data.

19  
20           6.    A client system comprising:

21           a sender configured to send a Hypertext Transfer Protocol (HTTP protocol)  
22 POST request requesting a first portion of the digital media data and comprising a  
23 media command for causing the first portion of the digital media data to be sent  
24 from a server system to the client system; and  
25

1 a receiver configured to receive an HTTP response to the client system  
2 from the server system, the HTTP comprising at least a portion of the first portion  
3 of the digital media data, wherein the digital media data comprises multimedia  
4 data.

5  
6 7. A system as recited in claim 6, wherein the digital media data  
7 comprises audio data.

8  
9 8. A system as recited in claim 6, wherein the digital media data  
10 comprises video data.

11  
12 9. A server system comprising:  
13 a receiver configured to receive a Hypertext Transfer Protocol (HTTP  
14 protocol) POST request requesting a first portion of the digital media data and  
15 comprising a media command for causing the first portion of the digital media  
16 data to be sent from the server system to a client system; and  
17 a sender configured to send an HTTP response to the client system from the  
18 server system, the HTTP comprising at least a portion of the first portion of the  
19 digital media data, wherein the digital media data comprises multimedia data.

1        10. A system as recited in claim 9, wherein the digital media data  
2 comprises audio data.

3  
4        11. A system as recited in claim 9, wherein the digital media data  
5 comprises video data.

6  
7        12. A method facilitating the transmission of streamed digital media data  
8 from a server, the server being configured for coupling to a client via a computer  
9 network, the method comprising:

10        receiving multiple communications requests from a client, such requests  
11 employing differing network protocols;

12        responding to one of the requests using the same network protocol  
13 employed by that request.

14  
15        13. A method as recited in claim 12 further comprising responding to  
16 each request using the network protocol associated with each request.

17  
18        14. A method as recited in claim 12, wherein the multiple  
19 communications requests are received substantially concurrently.

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21        15. A method as recited in claim 12, wherein the network protocols  
22 employed are selected from a group consisting of TCP, UDP, HTTP, HTTP proxy,  
23 HTTP through port (multiplex) 80, and HTTP through port (multiplex) 8080  
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1           16. A method as recited in claim 12, wherein the digital media data  
2 comprises multimedia data.

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4           17. A method as recited in claim 12, wherein the digital media data is  
5 selected from a group consisting of video and audio data.

6  
7           18. A method facilitating the transmission of streamed digital media data  
8 from a server, the server being configured for coupling to a client via a computer  
9 network, the method comprising:

10           sending multiple communications requests to a server from a client, such  
11 requests employing differing network protocols and such requests request that the  
12 server respond to each request using the same network protocol employed by that  
13 requests;

14           monitoring reception of one or more responses from the server, wherein  
15 each of such responses correspond to one of the multiple requests and each of such  
16 responses employs the same network protocol employed by its corresponding  
17 request.

18  
19           19. A method as recited in claim 18 further comprising selecting a "most  
20 advantageous" protocol amongst network protocols employed by the responses  
21 from the server.

1       20. A method as recited in claim 18 further comprising selecting a "most  
2 advantageous" protocol amongst network protocols employed by the responses  
3 from the server, wherein the differing network protocols have an associated "most  
4 advantageous" priority associated therewith.

5  
6       21. A method as recited in claim 18, wherein the multiple  
7 communications requests are sent substantially in parallel.

8  
9       22. A method as recited in claim 18, wherein the multiple  
10 communications requests are sent substantially concurrently.

11  
12       23. A method as recited in claim 18, wherein the multiple  
13 communications requests are sent within a bounded time frame.

14  
15       24. A method as recited in claim 18, wherein the network protocols  
16 employed are selected from a group consisting of TCP, UDP, HTTP, HTTP proxy,  
17 HTTP through port (multiplex) 80, and HTTP through port (multiplex) 8080.

18  
19       25. A method as recited in claim 18, wherein the digital media data  
20 comprises multimedia data.

21  
22       26. A method as recited in claim 18, wherein the digital media data is  
23 selected from a group consisting of video and audio data.



1        27. A server system facilitating the transmission of streamed digital  
2 media data via a computer network, the system comprising:

3            a receiver configured to receive multiple communications requests from a  
4 client, such requests employing differing network protocols;

5            a responder configured to respond to one of the requests using the same  
6 network protocol employed by that request.

7  
8        28. A system as recited in claim 27, wherein the responder is further  
9 configured to respond to each request using the network protocol associated with  
10 each request.

11  
12        29. A system as recited in claim 27, wherein the multiple  
13 communications requests are received substantially concurrently.

14  
15        30. A system as recited in claim 27, wherein the network protocols  
16 employed are selected from a group consisting of TCP, UDP, HTTP, HTTP proxy,  
17 HTTP through port (multiplex) 80, and HTTP through port (multiplex) 8080

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19        31. A system as recited in claim 27, wherein the digital media data  
20 comprises multimedia data.

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22        32. A system as recited in claim 27, wherein the digital media data is  
23 selected from a group consisting of video and audio data.

1        33. A client system facilitating the transmission of streamed digital  
2 media data via a computer network, the system comprising:

3            a transmitter configured to send multiple communications requests to a  
4 server, such requests employing differing network protocols and requesting that  
5 the server respond using the same network protocol employed by that request;

6            a monitor configured to receive one or more responses from the server,  
7 wherein each of such responses correspond to one or more of the multiple requests  
8 and each of such responses employs the same network protocol employed by its  
9 corresponding request.  
10

11        34. A system as recited in claim 33 further comprising a protocol  
12 selector configured to select a "most advantageous" protocol amongst network  
13 protocols employed by the responses from the server.  
14

15        35. A system as recited in claim 33 further comprising a protocol  
16 selector configured to select a "most advantageous" protocol amongst network  
17 protocols employed by the responses from the server, wherein the differing  
18 network protocols have an associated "most advantageous" priority associated  
19 therewith.  
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21        36. A system as recited in claim 33, wherein the transmitter is further  
22 configured to send multiple communications requests substantially in parallel.  
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1        37. A system as recited in claim 33, wherein the transmitter is further  
2 configured to send multiple communications requests substantially concurrently.

3  
4        38. A system as recited in claim 33, wherein the transmitter is further  
5 configured to send multiple communications requests within a bounded time  
6 frame.

7  
8        39. A system as recited in claim 33, wherein the network protocols  
9 employed are selected from a group consisting of TCP, UDP, HTTP, HTTP proxy,  
10 HTTP through port (multiplex) 80, and HTTP through port (multiplex) 8080.

11  
12       40. A system as recited in claim 33, wherein the digital media data  
13 comprises multimedia data.

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15       41. A system as recited in claim 33, wherein the digital media data is  
16 selected from a group consisting of video and audio data.

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